

AMENDED
APPLICATION FOR PERMIT

Nº 44518

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

SEP 29 1981

Date of filing in State Engineer's Office.....

Returned to applicant for correction..... JAN 15 1982

Corrected application filed.....

Map filed..... JAN 20 1982

The applicant ASTRO RESOURCES, INC.
Suite 201 Boston Building
#9 Exchange Place....., of Salt Lake City
Street and No. or P.O. Box No. City or Town
Utah 84111
State and Zip Code No.

....., hereby make s. application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) Astro Resources, Inc. was incorporated on January 22, 1981 in the State of Utah.

1. The source of the proposed appropriation is underground
Name of stream, lake, spring, underground or other source
2. The amount of water applied for is 0.5 c.f.s. second-feet
One second-foot equals 448.83 gals. per min.
(a) If stored in reservoir give number of acre-feet
3. The water to be used for mining, milling and domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:
(a) Irrigation, state number of acres to be irrigated:
(b) Stockwater, state number and kinds of animals to be watered:
(c) Other use (describe fully under "No. 12. Remarks") mining, milling and domestic
(d) Power:
(1) Horsepower developed
(2) Point of return of water to stream
5. The water is to be diverted from its source at the following point: within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 18,
Describe as being within a 40-acre subdivision of public
T. 32N., R. 44E., M.D.B. & M. or at a point from which the Northeast corner of
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
said Section 18 bears N. 25° 46' E. 4,240'.
6. Place of use N $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 18, N $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 17, T. 32N., R. 44E., M.D.B. & M.
Describe by legal subdivision. If on unsurveyed land, it should be so stated.
7. Use will begin about January 1st and end about December 31st, of each year.
Month and Day Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drilled well and pipeline to place of use.
State manner in which water is to be diverted, i.e. diversion structure, ditches and
flumes, drilled well with pump and motor, etc.
9. Estimated cost of works \$10,000.00

10. Estimated time required to construct works One Year. Well is complete; test boring hole
If well completed, describe works.
has been cased to a depth of 95' with 32' of 6" casing.

11. Estimated time required to complete the application of water to beneficial use three (3) years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water will be used to wash gravel for a placer operation; also, for domestic use
in the crew facilities. Annual consumptive use will be approximately 26 million
gallons. Two hundred twenty-five gallons per minute, eight hours a day, five
days a week throughout the year.

JOHN H. MILTON, III, R.L.S., S.W.R.S., AGENT
 By s/John H. Milton, III
 146 West Second Street
 Winnemucca, Nevada 89445-3493

Compared bt/ CS bl/ds

Protested 3/4/82 by Sierra Pacific Power Company
 Pro. withdrawn 5/18/82.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to the permanent effects on existing rights and the resource within the ground water basin.

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The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.5 cubic feet per second, but not to exceed 26 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before September 2, 1983

Proof of completion of work shall be filed before October 2, 1983

Application of water to beneficial use shall be made on or before September 2, 1985

Proof of the application of water to beneficial use shall be filed on or before October 2, 1985

Map in support of proof of beneficial use shall be filed on or before

Completion of work filed IN TESTIMONY WHEREOF, I, PETER G. MORROS
 State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed my office, this 2nd day of SEPTEMBER

Cultural map filed

Certificate No. Issued

A.D. 19 82

Peter G. Morros
 State Engineer

218 (Rev.)

CANCELLED SEP 20 1988 BECAUSE OF FAILURE
 OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

Peter G. Morros
 STATE ENGINEER

Permit Terms (Continued)

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Water under this permit is supplemental to rights under Permits 44519 and 44520.

The total combined duty of water under this permit and Permits 44519 and 44520 shall not exceed 56 million gallons annually.